

1 WILDE & ASSOCIATES
2 Gregory L. Wilde, Esq.
3 Nevada Bar No. 004417
4 208 South Jones Boulevard
5 Las Vegas, Nevada 89107
Telephone: 702 258-8200
bk@wildelaw.com
Fax: 702 258-8787

Electronically Filed on _____

6 and

7 MARK S. BOSCO, ESQ.
8 Arizona Bar No. 010167
9 TIFFANY & BOSCO, P.A.
10 2525 East Camelback Road, Suite 300
Phoenix, Arizona 85016
Telephone: (602) 255-6000

11 09-77405

12 **UNITED STATES BANKRUPTCY COURT**
13 **DISTRICT OF NEVADA**

14 In Re:

15 Ryan Thomas Black and Melissa Marie Black,

BK Case No. 09-25679-MKN

Date: December 3, 2009

Time: 2:30 P.M.

Chapter 13

16 Debtor.
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19 **LIMITED RESPONSE TO DEBTOR'S MOTION TO VALUE COLLATERAL, "STRIP OFF"**
20 **AND MODIFY RIGHTS OF THE BANK OF NEW YORK MELLON F/K/A THE BANK OF**
21 **NEW YORK AS SUCCESSOR TO JPMORGAN CHASE BANK, NATIONAL ASSOCIATION,**
22 **AS TRUSTEE FOR THE C-BASS MORTGAGE LOAN ASSET-BACKED CERTIFICATES,**

23 **SERIES 2006-RP1**

24 COMES NOW, by and through the undersigned counsel, and files this limited response to
25 Debtor's Motion to Value Collateral, "Strip Off" and modify rights of The Bank of New York Mellon
26

1 f/k/a The Bank of New York as successor to JPMorgan Chase Bank, National Association, as Trustee
2 for the C-BASS Mortgage Loan Asset-Backed Certificates, Series 2006-RP1 stating as follows:

3 Secured Creditor does not oppose the relief sought by the Debtor's as long as there is language
4 in the subsequent order noting that the subject lien is "stripped", and/or extinguished, only upon the
5 completion of the Debtors Chapter 13 plan and they receive a discharge.

6 DATED 11-25-09.

7 WILDE & ASSOCIATES

8
9 By /S/GREGORY L. WILDE

10 GREGORY L. WILDE, ESQ.
11 Attorneys for Secured Creditor
12 208 South Jones Boulevard
13 Las Vegas, Nevada 89107

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14 Phoenix, Arizona 85016
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16 The Bank of New York Mellon f/k/a The Bank of New York as successor to JPMorgan Chase Bank,
17 National Association, as Trustee for the C-BASS Mortgage Loan Asset-Backed Certificates, Series
18 2006-RP1
19 09-77405

20 **UNITED STATES BANKRUPTCY COURT**
21 **DISTRICT OF NEVADA**

22 In Re:

23 Ryan Thomas Black and Melissa Marie Black,
24
25 Debtor.

26 BK Case No. 09-25679-MKN

Date: December 3, 2009
Time: 2:30P M

Chapter 13

27 **CERTIFICATE OF SERVICE**

28 1. On 11-25-09 I served the following documents(s):
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1 Limited Response to Debtor's Motion To Value Collateral, "Strip Off" and Modify
2 Rights of The Bank of New York Mellon f/k/a The Bank of New York as successor to
3 JPMorgan Chase Bank, National Association, as Trustee for the C-BASS Mortgage Loan
Asset-Backed Certificates, Series 2006-RP1

4 I served the above-named document(s) by the following means to the persons as listed below:

5 **X a. ECF System**

6 Lawrence D. Rouse
7 rouselaw@aol.com
Debtor's counsel

8 Kathleen A. Leavitt
9 courtsecf3@las13.com
Trustee

10 **X b. United States mail, postage fully prepaid:**

12 Ryan Thomas Black and Melissa Marie Black
1305 Silver Reef Court
13 Henderson, NV 89002
14 Debtors

15 **c. Personal Service (List persons and addresses. Attach additional paper if necessary)**

16 I personally delivered the document(s) to the persons at these addresses:

17 1. For a party represented by an attorney, delivery was made by handing the document(s) to
18 the attorney's office with a clerk or other person in charge, or if no one is charge by leaving the document(s) in a
19 conspicuous place in the office.

20 N/A

21 2. For a party, delivery was made by handing the document(s) to the party or by leaving the
22 document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion
23 residing there.
24 N/A

25 **d. By direct mail (as opposed to through the ECF System)**

26 *(List persons and email addresses. Attach additional paper if necessary)*

1 Based upon the written assignment of the parties to accept service by email or a court order. I caused the
2 document(s) to be sent to the persons at the mail addresses listed below. I did not receive, within a reasonable time
3 after the transmission, any electronic message or other indication that the transmission was unsuccessful.
4

5 **e. By fax transmission** (*List persons and fax numbers. Attach additional paper if necessary*)

6 Based upon the written assignment of the parties to accept service by fax transmission or a court order. I
7 faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that
I used. A copy of the record of the fax transmission is attached.

8

9 **f. By messenger** (*List persons and addresses. Attach additional paper if necessary*)

10

11 I served the document(s) by placing them in an envelope or package addressed to the persons at the
12 addresses listed below and providing them to a messenger for service.

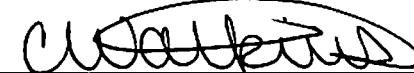
13 (*A declaration by the messenger must be attached to this Certificate of Service*).

14 **I declare under penalty of perjury that the foregoing is true and correct.**

15

16 Signed on: 11-25-09

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18 An Associate of Wilde & Associates

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